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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Oct 14, 2022

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JACINTA J.,

Plaintiff,

v.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

NO: 4:22-CV-5048-RMP

ORDER GRANTING PARTIES'
STIPULATED MOTION TO
REMAND

BEFORE THE COURT is the parties' Stipulated Motion to Remand pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 11. Plaintiff Jacinta J.¹ is represented by attorney Chad Hatfield. The Commissioner of Social Security is represented by Special Assistant United States Attorney Heidi L. Triesch.

After consideration, **IT IS HEREBY ORDERED** that the parties' Stipulated Motion for Remand, **ECF No. 11**, is **GRANTED**. Pursuant to the parties'

¹ The Court uses Plaintiff's first name and last initial to protect his privacy.

1 stipulation, the Commissioner's final decision is **reversed and remanded** for
2 further proceedings pursuant to sentence four of 42 U.S.C. §405(g). Upon remand
3 the Commissioner will instruct the Administrative Law Judge ("ALJ") to provide
4 Plaintiff a new hearing and issue a new decision. *See* ECF No. 11-1 at 1–2. The
5 ALJ will reevaluate Plaintiff's impairments; re-evaluate the medical opinions and
6 prior administrative medical findings; re-evaluate Plaintiff's alleged symptoms; as
7 warranted, re-evaluate Plaintiff's maximum residual functional capacity; if
8 warranted by the expanded record, obtain supplemental vocational expert evidence
9 to clarify the effect of the assessed limitations on Plaintiff's ability to perform other
10 work in the national economy; and take any further action needed to complete the
11 administrative record. *See* ECF No. 11-1.

12 Upon proper presentation, this Court will consider Plaintiff's application for
13 costs and attorney's fees under 28 U.S.C. §§ 1920, 2412(d).

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1 **IT IS FURTHER ORDERED** that Plaintiff's Motion for Summary
2 Judgment, ECF No. 10, is **DENIED AS MOOT**.

3 **IT IS SO ORDERED.** The District Court Clerk is directed to enter this
4 Order and provide copies to counsel, enter judgment in favor of Plaintiff, and **close**
5 **the file.**

6 | DATED October 14, 2022.

s/ Rosanna Malouf Peterson
ROSANNA MALOUF PETERSON
Senior United States District Judge